
UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

FAIR ISAAC CORPORATION, a Delaware
corporation,

Plaintiff,

Case No: 16-cv-1054 (DTS)

v.

STATEMENT OF REDACTION

FEDERAL INSURANCE COMPANY, an
Indiana corporation and ACE AMERICAN
INSURANCE COMPANY, a Pennsylvania
Corporation,

Defendants.

In accordance with Local Rule 5.5, I have reviewed the transcripts of the Jury Trial Proceedings (Parts II, III, IV, V, VII, VIII, IX, X, XI, XIII) filed on March 14, 2023 in the above-captioned matter; filed a timely Notice of Intent to Request Redaction; and located personal identifiers (PIs) or other information in the transcript that must be redacted under Fed. R. Civ. P. 5.2 or Fed. R. Crim. P. 49.1 and the Court's Order (Dkt. 1291).

I hereby request the court reporter to redact the following PIs or other information in the transcripts.

Description of Redaction	Vol.	Page, Line	Redacted PI or other information to Read As (e.g. XXX-XX-1234)
Identification of FICO client	2	98:12-13	A. Sure. So XXXXX would be one. XXXXXXXX would be another. XXX, XXXX, XXXXXXXX XXXXX out of the United
Identification of FICO client	3	273:9	like XXXXXXXX XXXXXXXX, which uses it through their XXX, to
Identification of FICO client	3	298:6-7	A. XXXXXXXXXX XXXXXXXXX. Q. XXXXXXXXXX XXXXXXXXX. Now, why didn't you identify that
Identification of FICO client	3	298:15	conversations with XXXXXXXXXX, our software has nothing to do
Identification of FICO client	3	301:23	Q. And Mr. Fleming brought up XXXXXXXXXX XXXXXXXXX. What is
Identification of FICO client	3	302:1	specifically to XXXXXXXXXX XXXXXXXXX' use, but I do know that
Identification of FICO client	3	302:12	benefit -- or the issues with XXXXXXXXXX?

Description of Redaction	Vol.	Page, Line	Redacted PI or other information to Read As (e.g. XXX-XX-1234)
Identification of FICO client	4	530:13	"XXXXXXXX." And I don't want to publish this to the jury
Identification of FICO client	4	530:17	and another customer called XXXXXXXX, correct?
Identification of FICO client	4	532:12	company called XXXXXXXXXXXX, correct?
Identification of FICO client	4	535:9	would evaluate at least with regard to XXXXXXXXXXXX whether
Identification of FICO client	4	536:16	Q. So this assignment provision in the XXXXXXXXXXXX contract
Identification of FICO client	4	537:5	Q. It just says that FICO and XXXXXXXXXXXX agree to negotiate
Identification of FICO client	4	551:10	ago, was with the XXXXXXXX XXXXXXXX XXXXXXXX. And we – they
Identification of FICO client	4	551:17	eight or nine auditors with the XXX, and then they would sit
Identification of FICO client	4	552:15	the XXX. And the result was that they actually were then
Identification of FICO client	4	578:2-3	set up a Center of Excellence, at the XXX, again, back to my prior example, but at the XXX we also kind of helped set
Identification of FICO client	4	605:11	Q. You talked on direct about your XXX project. That has
Identification of FICO client	5	917:18	XXXXXX XXXXXXXXXXXX XXXXX, correct?
Identification of FICO client	5	917:21	FICO and XXXXXXX XXXXXXXXXXXX going off those --
Identification of FICO client	5	918:8	was signed by FICO and XXXXXXX XXXXXXXXXXXX, correct?
Identification of FICO client	5	920:21	between FICO and a company called XXXXXXXXXXX XXXX XXXXXXXXXXXXXXX,
Identification of FICO client	5	920:25	signed by FICO and XXXXXXXXXXX XXXX XXXX.
Identification of FICO client	5	945:9-10	This is a license agreement between FICO and XXXXX XXXX XXXX, dated June 30, 2006; is that correct?
Identification of FICO client	5	945:14	A. Yes, I have it. XXXXX XXXX.
Identification of FICO client	5	946:5	XXXXX XXXX says, everything is the same except it says, ?
Identification of FICO client	5	946:12	everything else in 8.3 of the XXXXX XXXX agreement is the

Description of Redaction	Vol.	Page, Line	Redacted PI or other information to Read As (e.g. XXX-XX-1234)
Identification of FICO client	5	946:18	Q. This one is with XXXXXX, XXXX?
Identification of FICO client	5	946:25	Q. So on the XXXXXX agreement, why don't we look at
Identification of FICO client	5	946:5	XXXXX XXXX says, everything is the same except it says,
Identification of FICO client	5	947:14	there's any difference in the XXXXXX 12.8 to the Chubb & Son
Identification of FICO client	5	947:19	Q. So with the XXXXXX, the "shall not be unreasonably
Identification of FICO client	5	947:21	present in the XXXXXX agreement.
Identification of FICO client	9	1756:9	license agreement between FICO and XXXXXXXXXXXX XXXXXXXXXXXX,
Identification of FICO client	9	1811:25	FICO entered with a company called XXXXXXXXXXXX XXXX, and this
Identification of FICO client	9	1812:2	Do you know, Mr. Waid, XXXXXXXXXXXX XXXX is a bank
Identification of FICO client	9	1812:5	Q. And they were acquired by XXX XXXX?
Identification of FICO client	9	1812:11	that FICO executed with XXXXXXXXXXXX XXXX in 2005, correct?
Identification of FICO client	9	1812:22-23	look at Exhibit A, we can see that FICO charged XXXXXXXXXXXX XX XXXX XXXX one million dollars for a perpetual
Identification of FICO client	9	1813:7	Q. Does it sound right, Mr. Waid, that XXXXXXXXXXXX XXXX had 9
Identification of FICO client	9	1813:12	Q. So you will concede that XXXXXXXXXXXX XXXX had about 9
Identification of FICO client	9	1813:18-19	a Blaze license agreement that FICO entered with XXXXXX, and XXXXXX is a large department store chain that we all
Identification of FICO client	9	1814:20	the ultimate total price that XXXXXX would pay for an
Identification of FICO client	9	1814:24	Q. And does it sound right to you that XXXXXX had more
Identification of FICO client	9	1815:3	contract with XXXXX.
Identification of FICO client	9	1815:7	scope and price of the original agreement with XXXXX,
Identification of FICO client	9	1815:23	Q. And then there was a credit to XXXXX for prior license

Description of Redaction	Vol.	Page, Line	Redacted PI or other information to Read As (e.g. XXX-XX-1234)
Identification of FICO client	9	1816:4	Q. Does it sound right to you that XXXXX's revenue around
Identification of FICO client	9	1816:14	XXXXX's --
Identification of FICO client	9	1816:21-22	Q. Next I want to look at XXX. This is Defendants' Exhibit 293, and XXX we all know it's a big national
Identification of FICO client	9	1817:8	Q. And does it sound right that XXX had tens of billions
Identification of FICO client	9	1817:10	A. XXX did, yes.
Identification of FICO client	9	1817:12-13	Your Honor, defendants do offer D293, which is the XXX license agreement, and D283, the XXXXX agreement in
Identification of FICO client	9	1817:19	MS. GODESKY: I will add 284 for XXXXXX.
Identification of FICO client	9	1817:25	Exhibit 276, which is a license agreement with XXXXXXXX, the
Identification of FICO client	9	1818:19	XXXXXXXX XXXXX Blaze ELA pricing proposal. Do you see that,
Identification of FICO client	9	1819:2	Q. And it's sent to Mr. Vincent Gamba at XXXXXXXX XXXXX,
Identification of FICO client	9	1819:11	XXXXXXXX XXXXX X XXXXXXXXXXX XXXX, to be executed March 26th,
Identification of FICO client	9	1820:3	XXXXXXXX XXXXX, right?
Identification of FICO client	9	1820:13	company XXXXXXXX XXX, Mr. Waid?
Identification of FICO client	9	1820:18	Burgess to XXX XXX, correct?
Identification of FICO client	9	1820:22	Q. And he's e-mailing XXX XXX at XXXXXXXX XXX?
Identification of FICO client	9	1821:6	Blaze Advisor ELA value for XXXXXXXX XXX is a little over 9
Identification of FICO client	9	1821:19	for an enterprise license for XXXXXXXX XXX?
Identification of FICO client	9	1822:13-14	Q. We walked through a few of them, XXXXXX, XXXXXXXX XXX, XXX and other big companies, right?
Identification of FICO client	9	1828:1-3	licenses that we saw for XXX and XXXXXXX and XXXXX and what was offered to XXXXXXX XXXXX and what was offered to XXXXXXX XXX, correct?

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Identification of FICO client	9	1829:13	Q. And what is the total fee that XXX licensed Blaze
Identification of FICO client	9	1830:10	XXXXXXX.
Identification of FICO client	9	1830:19	the pricing of this license with XXXXXXXX?
Identification of FICO client	9	1831:16	license with XXX?
Identification of FICO client	9	1831:18-19	corporate group of XXX. Q. So not all of XXX?
Identification of FICO client	9	1832:3	Q. Okay. And you were involved in the pricing of XXX?
Identification of FICO client	9	1832:6	inconsistent between the pricing for XXX given the scope of
Identification of FICO client	9	1832:14	XXXXXXXX XXX of 2006.
Identification of FICO client	9	1837:3	Q. So not the whole of XXXXXXX?
Identification of FICO client	11	2372:19	And in the subject line it reads, "Chubb and XXX
Identification of FICO client	11	2374:17	is managed from the U.S., but XXX isn't?
Identification of FICO client	13	2624:14	XXXXXX XXXXXXXXXXXX XXXXXXX.
Identification of FICO client	13	2627:23-24	right now. This is a Blaze agreement with XXXXXXXXXXXX XXXXXXXXXX, which specifically talks about renegotiating
Identification of FICO client	13	2628:5	called XXXXXXXXXXXX. It talks about how if annual gross
Identification of FICO client	13	2631:22-23	Here's that contract with XXXXXXXXXXXX. Look what it says about a merger and acquisition. It says XXXXXXXXXXXX
Identification of FICO client	13	2655:8-9	even the biggest companies in the world, XXXXXX, XXXXXXX,
Identification of FICO client	13	2655:12	XXX. None of them has paid anywhere near the tens of \$2.5 million fee paid by XXX.
Identification of FICO client	13	2715:25	to the 2016 time frame is this one in 2019. The XXX
Identification of FICO client	13	2716:6	dollars. Well, what's XXX license agreement? Well, the
Identification of FICO client	13	2716:10	What was the term of XXX? Five years. If you

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Identification of FICO client	13	2716:13	standard pricing, it's the XXX one.

I understand that the redacted version of the transcript will be filed within 31 days of the date that the original transcript was filed but that the court reporter will not provide me a copy of the redacted transcript. I understand that if I purchased a copy of the transcript from the court reporter, I may remotely access the electronic version of the redacted transcript on CM/ECF, and that PACER fees will apply if I access the transcript electronically. I also understand that after the 90-day restriction period, the redacted version of the transcript may be made available to the public on PACER.

MERCHANT & GOULD P.C.

DATE: October 11, 2023

/s/ Joseph W. Dubis

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